

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/638,159 Confirmation No.: 3580
 Applicant : Ernest R. Chacon
 Filing Date : August 7, 2003
 Title : BATTERY STORAGE APPARATUS
 Group Art Unit : 1745
 Examiner : Helen OK Chu
 Docket No. : 13710-4001
 Customer No. : 34313

Mail Stop: Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION TRANSMITTAL

Dear Sir/Madam:

In response to the Office Action dated June 6, 2006, transmitted herewith is a Response for the above-identified application.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

| EXTENSION (months) | FEE FOR SMALL ENTITY | FEE FOR OTHER THAN SMALL ENTITY |
|-----------------------|---|------------------------------------|
| 1 month | <input checked="" type="checkbox"/> \$60.00 | <input type="checkbox"/> \$120.00 |
| 2 months | <input type="checkbox"/> \$225.00 | <input type="checkbox"/> \$450.00 |
| 3 months | <input type="checkbox"/> \$510.00 | <input type="checkbox"/> \$1020.00 |

- ☐ An extension for _____ months has already been secured and the fee paid thereof of _____ is deducted from the total fee due for the total months of extension now requested.
- ☐ Extension due with this Request \$ _____
- ☒ If an additional extension of time is required, please consider this a petition therefor.

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The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below

FEES FOR CLAIMS:

☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

| | | | | | | | | |
|---|-------|-----------------|----|---|---|---|--------------------------|----------------|
| Total Claims | 16 | - | 20 | = | 0 | x | \$50.00 | \$0.00 |
| Independent Claims | 3 | - | 3 | = | 0 | x | \$200.00 | \$0.00 |
| Multiple Dependent Claims | \$270 | (if applicable) | | | | | <input type="checkbox"/> | \$0.00 |
| TOTAL OF ABOVE CALCULATIONS | | | | | | | | \$0.00 |
| Reduction by ½ for Filing by Small Entity. | | | | | | | | |
| Note 37 CFR §§ 1.9, 1.27, 1.28. | | | | | | | <input type="checkbox"/> | \$0.00 |
| TOTAL FEES FOR CLAIMS SUBMITTED HERewith | | | | | | | | \$00.00 |

☐ Check No. in the amount of \$_____ is enclosed to cover the above fee(s).

☐ Charge Orrick, Herrington & Sutcliffe LLP's Deposit Account No. **15-0665** in the amount of \$ 0 to cover the 1 month extension of time fee.

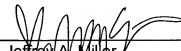
☒ The Commissioner is authorized to charge Orrick, Herrington & Sutcliffe LLP's Deposit Account No. **15-0665** for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **15-0665**.

Respectfully submitted,

Orrick, Herrington & Sutcliffe LLP

Dated: October 6, 2006 By: _____

By: _____


Jeffrey A. Miller
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